

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.81299 of 2023

Arising Out of PS. Case No.-225 Year-2022 Thana- GWALPARA District- Madhepura

Lal Yadav Son Of Damodar Yadav @ Damodar Singh Yadav Resident Of
Village- Dhamdaha, Bhatta Tol, Ps- Dhamdaha, Dist- Purnea

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Rajnish Kumar Singh

For the Opposite Party/s : Mr. Ashok Kumar Singh

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

4 19-04-2024 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks bail in a case registered for
the offence punishable under Sections 302, 120(B)/34 of the
Indian Penal Code and 27 of the Arms Act.

3. As per the prosecution case, the petitioner along
with other co-accused persons are said to have assaulted the
deceased.

4. Learned counsel for the petitioner submits that
the petitioner is innocent and has committed no offence and has
falsely been implicated in this case. He submits that there is no
specific overt act against the petitioner, there is specific
allegation against co-accused, Bibhuti Kumar. He further
submits that the petitioner is languishing in custody since



02.07.2023. The petitioner has no criminal antecedent as mentioned in para-3 of this application.

5. Learned APP for the State opposed the prayer for bail.

6. Considering the facts and circumstances of the case and the nature of the offence, the prayer of the petitioner for bail is rejected in connection with Gwalpara (Arar O.P.) P.S. Case No. 225 of 2022, pending before the Court of learned Additional Chief Judicial Magistrate 1st Class, Udakishunganj, Madhepura.

7. However, the petitioner shall be at liberty to renew his prayer for bail after framing of charges.

(Anjani Kumar Sharan, J)

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